



7217/71823

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Where application of: Makoto Noda et al.

Serial No. : 10/799,893

Filed : March 10, 2004

For : ENCODING APPARATUS AND METHOD, RECORDING MEDIUM
AND PROGRAM

Group A.U. : 2819

Date : October 19, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Preliminary Amendment in the above-identified application.

No fee is required.

The fee has been calculated as shown below.

Total claims in excess of 20 previously paid for, at \$18 (\$9) ____.

Independent claims in excess of 3 previously paid for, at \$86 (\$43) ____.

Additional Fee for this Amendment ____.

This response is being filed within the ____ first month, ____ second month, ____ third month,
____ fourth month, ____ fifth month following the expiration of the term originally set therefor.
Applicants Petition for an extension, and the fee of ____ \$110 (\$55), ____ \$420 (\$205), ____ \$950
(\$465), ____ \$1,450 (\$725), ____ \$1,970 (\$985) is due and paid herewith.

The fee of \$ ____ set by 37 C.F.R § 1.17(p) for the Information Disclosure Statement is due and
paid herewith.

A check in the amount of \$ ____ is attached.

Please charge any additional fees or credit any overpayment to Deposit Account No. 03-3125.

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Examiner : Brian K. Young

I hereby certify that this paper is being deposited
this date with the U.S. Postal Service in first class
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1450 Alexandria, VA 22313-1450

Jay H. Maioli
Reg. No. 27,213

Date
October 19, 2004

October 19, 2004
1185 Avenue of the Americas
New York, NY 10036
(212) 278-0400

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Official Action of September 22, 2004,
Applicant respectfully requests that the above-identified
application be amended as follows.

Amendments to the claims are reflected in the listing of
claims that begins on page 2 of this Amendment.

The Remarks portion begins on page 22 of this Amendment.